IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 20TH NOVEMBER 2007 / 29TH KARTHIKA 1929

Bail Appl..No. 7063 of 2007()

CMP.8672/2007 of J.M.F.C.-I,KOTTARAKKARA
CRIME NO.63/2007 OF EZHUKONE EXCISE RANGE

.....

: PETITIONERS/ACCUSED 1

ANANDAVALLY, AGED 49,
W/O.SIVADASAN, SIVAMANDIRAM VEEDU,
KARIKKAL MURI, PUTHOOR VILLAGE, KOTTARAKKARA.

BY ADV. SRI.V.V.RAJA
SRI.M.T.SURESHKUMAR

RESPONDENTS: COMPLAINANT

STATE OF KERALA, THROUGH THE EXCISE
INSPECTOR, EZHUKONE EXCISE RANGE
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.7063 of 2007

Dated this the 20th day of November 2007

O R D E R

Application for regular bail. The petitioner, a woman, faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to have in her residential premises 1510 litres of wash. She was arrested on 8/10/2007.

An earlier application for regular bail filed by the petitioner was dismissed by this court as per order dated 23/10/2007 in B.A.No.6411/2007. I have adverted to facts in detail in that order. I am not hence adverting to facts in greater detail in this order. This order must be read in continuation of that order.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner can now be enlarged on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the strength of this order prior to 27/11/2007. The investigating officer shall, in the meantime, make every endeavour to complete the investigation.

ii) She shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make herself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months from the date of her release and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007